

AMENDED IN ASSEMBLY JUNE 18, 2003

**SENATE BILL**

**No. 858**

**Introduced by Senator Ortiz**

February 21, 2003

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~~An act to add Section 104466 to the Health and Safety Code, relating to tobacco control, and making an appropriation therefor. An act to amend Section 12803 of the Government Code, and to amend Sections 475, 1797.1, 109277, 109282, 109910, 116275, and 129740 of, to add Sections 100926, 101001, 109250, 113754, 123225, and 127001 to, to add Division 112 (commencing with Section 131000) to, to repeal Sections 1797.101 and 127000 of, and to repeal and add Section 1797.100 of, the Health and Safety Code, relating to public health.~~

LEGISLATIVE COUNSEL'S DIGEST

SB 858, as amended, Ortiz. ~~Tobacco control~~ Public Health.

*Existing law establishes the scope of functions and responsibilities of the State Department of Health Services, the Emergency Medical Services Authority, and the Office of Statewide Health Planning and Development.*

*This bill would enact the California Public Health act of 2003.*

*This bill would, on an unspecified date, establish the State Department of Public Health, to be headed by the California Surgeon General, would abolish the Emergency Medical Services Authority and the Office of Statewide Health Planning and Development, would transfer the responsibilities of those entities to the State Department of Public Health, and would transfer the responsibility for certain programs from the State Department of Health Services to the State Department of Public Health.*

*The bill would also create the California Public Health Advisory Board with specified duties.*

~~Existing law provides that an appropriation is available for encumbrance during the period specified therein, or, if not otherwise limited by law, for 3 years after the date upon which it first became available for encumbrance. Subdivision (a) of Section 2.00 of the Budget Act of 2002 provides that appropriations in the act, unless otherwise provided, are appropriated for the use and support of the state for the 2002-03 fiscal year.~~

~~Existing law provides for a tobacco use prevention program under which grants are awarded and administered by the State Department Health Services and the State Department of Education for projects directed at the prevention of tobacco-related diseases and tobacco use.~~

~~The bill would provide that any amount appropriated to the State Department of Health Services to implement designated tobacco use prevention programs shall be available for encumbrance and expenditure for 2 fiscal years beyond the date of the appropriation, thereby making an appropriation.~~

Vote:  $\frac{2}{3}$  majority. Appropriation: ~~yes~~ *no*. Fiscal committee: *yes*. State-mandated local program: *no*.

*The people of the State of California do enact as follows:*

- 1     ~~SECTION 1.~~ Section 104466 is added to the Health and
- 2     ~~SECTION 1.~~ *This act shall be known and may be cited as the*
- 3     ~~California Public Health Act of 2003.~~
- 4     ~~SEC. 1.5.~~ *It is the intent of the Legislature, in enacting this act,*
- 5     ~~to create the State Department of Public Health, and to transfer~~
- 6     ~~public health programs to the department.~~
- 7     ~~SEC. 2.~~ *Section 12803 of the Government Code is amended to*
- 8     ~~read:~~
- 9     12803. (a) The California Health and Human Services
- 10    Agency consists of the following departments: Health Services;
- 11    Mental Health; Developmental Services; *Public Health*; Social
- 12    Services; Alcohol and Drug Abuse; Aging; Rehabilitation; and
- 13    Community Services and Development.
- 14    (b) The agency also includes the Office of Statewide Health
- 15    Planning and Development and the State Council on
- 16    Developmental Disabilities.

(c) The Department of Child Support Services is hereby created within the agency commencing January 1, 2000, and shall be the single organizational unit designated as the state's Title IV-D agency with the responsibility for administering the state plan and providing services relating to the establishment of paternity or the establishment, modification, or enforcement of child support obligations as required by Section 654 of Title 42 of the United States Code. State plan functions shall be performed by other agencies as required by law, by delegation of the department, or by cooperative agreements.

*SEC. 3. Section 475 of the Health and Safety Code is amended to read:*

475. (a) (1) The State Department of ~~Public Health Services~~ shall establish a permanent Office of Binational Border Health to facilitate cooperation between health officials and health professionals in California and Mexico, to reduce the risk of disease in the California border region, and in those areas directly affected by border health conditions.

(2) The department shall administer the office, and shall seek available public or private funding, or both, to support the activities of the office.

(b) The Office of Binational Border Health shall convene a voluntary community advisory group of representatives of border community-based stakeholders to develop a strategic plan with short-term, intermediate, and long-range goals and implementation actions. The advisory group shall include no more than 12 California representatives. The advisory group shall include, but not be limited to, members from local government, hospitals, health plans, community-based organizations, universities, Los Angeles, San Diego, and Imperial County health departments, and a representative from an association of local health officers specializing in border health issues. The office shall invite and request appropriate participation from representatives of the Baja California health department and other Mexican health departments affected by border health issues. Recommendations resulting from the strategic plan shall be developed and shared in consultation with the California appointees to the United States-Mexico Border Health Commission established pursuant to Section 290n of Title 22 of the United States Code, including the Director of ~~Public Health Services~~. The office shall prepare an

1 annual border health status report, and shall submit it to the  
2 Director of *Public Health–Services*, the Legislature, and the  
3 Governor.

4 *SEC. 4. Section 1797.1 of the Health and Safety Code is*  
5 *amended to read:*

6 1797.1. The Legislature finds and declares that it is the intent  
7 of this act to provide the state with a statewide system for  
8 emergency medical services by establishing within the *California*  
9 *Health and–Welfare Human Services Agency* the ~~Emergency~~  
10 ~~Medical Services Authority~~ *State Department of Public Health*,  
11 which is responsible for the coordination and integration of all  
12 state activities concerning emergency medical services.

13 *SEC. 5. Section 1797.100 of the Health and Safety Code is*  
14 *repealed.*

15 ~~1797.100.—There is in the state government in the Health and~~  
16 ~~Welfare Agency, the Emergency Medical Services Authority.~~

17 *SEC. 6. Section 1797.100 is added to the Health and Safety*  
18 *Code, to read:*

19 1797.100. (a) *The Functions, authorities, and*  
20 *responsibilities of the Emergency Medical Services Authority are*  
21 *transferred to the State Department of Public Health, and the*  
22 *functions, authorities, and responsibilities of the Director of the*  
23 *Emergency Medical Services Authority are transferred to the*  
24 *Director of Public Health.*

25 (b) *All references in this division to the Emergency Medical*  
26 *Services Authority or the authority shall be deemed to refer to the*  
27 *State Department of Public Health, and all references to the*  
28 *Director of the Emergency Medical Services Authority shall be*  
29 *deemed to refer to the Director of Public Health.*

30 *SEC. 7. Section 1797.101 of the Health and Safety Code is*  
31 *repealed.*

32 ~~1797.101.—The Emergency Medical Services Authority shall~~  
33 ~~be headed by the Director of the Emergency Medical Services~~  
34 ~~Authority who shall be appointed by the Governor upon~~  
35 ~~nomination by the Secretary of the Health and Welfare Agency.~~  
36 ~~The director shall be a physician and surgeon licensed in California~~  
37 ~~pursuant to the provisions of Chapter 5 (commencing with Section~~  
38 ~~2000) of Division 2 of the Business and Professions Code, and who~~  
39 ~~has substantial experience in the practice of emergency medicine.~~

SEC. 8. Section 100926 is added to the Health and Safety Code, to read:

100926. For purposes of this part, “department” means the State Department of Public Health.

SEC. 9. Section 101001 is added to the Health and Safety Code, to read:

101001. For purposes of this part, “department” or “State Department of Health Services” means the State Department of Public Health.

SEC. 10. Section 109250 is added to the Health and Safety Code, to read:

109250. For the purposes of this part, “State Department of Health Services” or “department” means the State Department of Public Health.

SEC. 11. Section 109277 of the Health and Safety Code is amended to read:

109277. (a) Every person or entity who owns or operates a health facility or a clinic, or who is licensed as a physician and surgeon and rents or owns the premises where his or her practice is located, shall cause a sign or notice to be posted where a physician and surgeon performs breast cancer screening or biopsy as an outpatient service, or in a reasonably proximate area to where breast cancer screening or biopsy is performed. A sign or notice posted at the patient registration area of the health facility, clinic, or physician and surgeon’s office shall constitute compliance with this section.

(b) The sign or notice shall read as follows:

“BE INFORMED”

“If you are a patient being treated for any form of breast cancer, or prior to performance of a biopsy for breast cancer, your physician and surgeon is required to provide you a written summary of alternative efficacious methods of treatment, pursuant to Section 109275 of the California Health and Safety Code.”

“The information about methods of treatment was developed by the State Department of *Public Health Services* to inform patients of the advantages, disadvantages, risks, and descriptions of procedures.”

1  
2 (c) The sign shall be not less than eight and one-half inches by  
3 11 inches and shall be conspicuously displayed so as to be  
4 readable. The words “BE INFORMED” shall not be less than  
5 one-half inch in height and shall be centered on a single line with  
6 no other text. The message on the sign shall appear in English,  
7 Spanish, and Chinese.

8 *SEC. 12. Section 109282 of the Health and Safety Code is*  
9 *amended to read:*

10 109282. (a) Every person or entity who owns or operates a  
11 health facility or a clinic, or who is licensed as a physician and  
12 surgeon and rents or owns the premises where his or her practice  
13 is located, shall cause a sign or notice to be posted where prostate  
14 cancer screening or treatment is performed by any physician and  
15 surgeon, or in a reasonably proximate area to where prostate  
16 cancer screening or treatment is performed. A sign or notice posted  
17 at the patient registration area of the health facility, clinic, or  
18 physician and surgeon’s office shall constitute compliance with  
19 this section.

20 (b) The sign or notice shall read as follows:

21  
22 “BE INFORMED”  
23

24 “If you are a patient being treated for any form of prostate  
25 cancer, or prior to performance of a biopsy for prostate cancer,  
26 your physician and surgeon is urged to provide you a written  
27 summary of alternative efficacious methods of treatment,  
28 pursuant to Section 109280 of the California Health and Safety  
29 Code.”

30 “The information about methods of treatment was developed  
31 by the State Department of *Public Health Services* to inform  
32 patients of the advantages, disadvantages, risks, and  
33 descriptions of procedures.”  
34

35 (c) The sign shall be not less than eight and one-half inches by  
36 11 inches and shall be conspicuously displayed so as to be  
37 readable. The words “BE INFORMED” shall not be less than  
38 one-half inch in height and shall be centered on a single line with  
39 no other text. The message on the sign shall appear in English,  
40 Spanish, and Chinese.

(d) Subject to future, regular production and replacement schedules from the implementation of the act adding this subdivision, these signs and notices shall include the Internet Web site address of the State Department of *Public Health Services* and the Medical Board of California, and a notice regarding the availability of updated prostate cancer summaries on these Web sites.

*SEC. 13. Section 109910 of the Health and Safety Code is amended to read:*

109910. “Department” means the State Department of *Public Health Services*.

*SEC. 14. Section 113754 is added to the Health and Safety Code, to read:*

113754. For purposes of this part, “department” or “State Department of Health Services” means the State Department of *Public Health*.

*SEC. 15. Section 116275 of the Health and Safety Code is amended to read:*

116275. As used in this chapter:

(a) “Contaminant” means any physical, chemical, biological, or radiological substance or matter in water.

(b) “Department” means the State Department of *Public Health Services*.

(c) “Primary drinking water standards” means:

(1) Maximum levels of contaminants that, in the judgment of the department, may have an adverse effect on the health of persons.

(2) Specific treatment techniques adopted by the department in lieu of maximum contaminant levels pursuant to subdivision (j) of Section 116365.

(3) The monitoring and reporting requirements as specified in regulations adopted by the department that pertain to maximum contaminant levels.

(d) “Secondary drinking water standards” means standards that specify maximum contaminant levels that, in the judgment of the department, are necessary to protect the public welfare. Secondary drinking water standards may apply to any contaminant in drinking water that may adversely affect the odor or appearance of the water and may cause a substantial number of persons served by the public water system to discontinue its use, or that may



1 otherwise adversely affect the public welfare. Regulations  
2 establishing secondary drinking water standards may vary  
3 according to geographic and other circumstances and may apply  
4 to any contaminant in drinking water that adversely affects the  
5 taste, odor, or appearance of the water when the standards are  
6 necessary to assure a supply of pure, wholesome, and potable  
7 water.

8 (e) “Human consumption” means the use of water for  
9 drinking, bathing or showering, hand washing, or oral hygiene.

10 (f) “Maximum contaminant level” means the maximum  
11 permissible level of a contaminant in water.

12 (g) “Person” means an individual, corporation, company,  
13 association, partnership, limited liability company, municipality,  
14 public utility, or other public body or institution.

15 (h) “Public water system” means a system for the provision of  
16 water for human consumption through pipes or other constructed  
17 conveyances that has 15 or more service connections or regularly  
18 serves at least 25 individuals daily at least 60 days out of the year.  
19 A public water system includes the following:

20 (1) Any collection, treatment, storage, and distribution  
21 facilities under control of the operator of the system which are used  
22 primarily in connection with the system.

23 (2) Any collection or pretreatment storage facilities not under  
24 the control of the operator that are used primarily in connection  
25 with the system.

26 (3) Any water system that treats water on behalf of one or more  
27 public water systems for the purpose of rendering it safe for human  
28 consumption.

29 (i) “Community water system” means a public water system  
30 that serves at least 15 service connections used by yearlong  
31 residents or regularly serves at least 25 yearlong residents of the  
32 area served by the system.

33 (j) “Noncommunity water system” means a public water  
34 system that is not a community water system.

35 (k) “Nontransient noncommunity water system” means a  
36 public water system that is not a community water system and that  
37 regularly serves at least 25 of the same persons over 6 months per  
38 year.

39 (l) “Local health officer” means a local health officer  
40 appointed pursuant to Section 101000 or a local comprehensive



1 health agency designated by the board of supervisors pursuant to  
2 Section 101275 to carry out the drinking water program.

3 (m) “Significant rise in the bacterial count of water” means a  
4 rise in the bacterial count of water that the department determines,  
5 by regulation, represents an immediate danger to the health of  
6 water users.

7 (n) “State small water system” means a system for the  
8 provision of piped water to the public for human consumption that  
9 serves at least five, but not more than 14, service connections and  
10 does not regularly serve drinking water to more than an average of  
11 25 individuals daily for more than 60 days out of the year.

12 (o) “Transient noncommunity water system” means a  
13 noncommunity water system that does not regularly serve at least  
14 25 of the same persons over six months per year.

15 (p) “User” means any person using water for domestic  
16 purposes. User does not include any person processing, selling, or  
17 serving water or operating a public water system.

18 (q) “Waterworks standards” means regulations adopted by the  
19 department that take cognizance of the latest available “Standards  
20 of Minimum Requirements for Safe Practice in the Production and  
21 Delivery of Water for Domestic Use” adopted by the California  
22 section of the American Water Works Association.

23 (r) “Local primacy agency” means any local health officer that  
24 has applied for and received primacy delegation from the  
25 department pursuant to Section 116330.

26 (s) “Service connection” means the point of connection  
27 between the customer’s piping or constructed conveyance, and the  
28 water system’s meter, service pipe, or constructed conveyance. A  
29 connection to a system that delivers water by a constructed  
30 conveyance other than a pipe shall not be considered a connection  
31 in determining if the system is a public water system if any of the  
32 following apply:

33 (1) The water is used exclusively for purposes other than  
34 residential uses, consisting of drinking, bathing, and cooking or  
35 other similar uses.

36 (2) The department determines that alternative water to achieve  
37 the equivalent level of public health protection provided by the  
38 applicable primary drinking water regulation is provided for  
39 residential or similar uses for drinking and cooking.

(3) The department determines that the water provided for residential or similar uses for drinking, cooking, and bathing is centrally treated or treated at the point of entry by the provider, a passthrough entity, or the user to achieve the equivalent level of protection provided by the applicable primary drinking water regulations.

(t) “Resident” means a person who physically occupies, whether by ownership, rental, lease or other means, the same dwelling for at least 60 days of the year.

(u) “Water treatment operator” means a person who has met the requirements for a specific water treatment operator grade pursuant to Section 106875.

(v) “Water treatment operator-in-training” means a person who has applied for and passed the written examination given by the department but does not yet meet the experience requirements for a specific water treatment operator grade pursuant to Section 106875.

(w) “Water distribution operator” means a person who has met the requirements for a specific water distribution operator grade pursuant to Section 106875.

(x) “Water treatment plant” means a group or assemblage of structures, equipment, and processes that treat, blend, or condition the water supply of a public water system for the purpose of meeting primary drinking water standards.

(y) “Water distribution system” means any combination of pipes, tanks, pumps, and other physical features that deliver water from the source or water treatment plant to the consumer.

(z) “Public health goal” means a goal established by the Office of Environmental Health Hazard Assessment pursuant to subdivision (c) of Section 116365.

*SEC. 16. Section 123225 is added to the Health and Safety Code, to read:*

*123225. For purposes of this part, “department” or “State Department of Health Services” means the State Department of Public Health.*

*SEC. 17. Section 127000 of the Health and Safety Code is repealed.*

~~127000. There is in the state government, in the Health and Welfare Agency, an Office of Statewide Health Planning and Development.~~

SEC. 18. Section 127001 is added to the Health and Safety Code, to read:

127001. For purposes of this part, “office” means the State Department of Public Health.

SEC. 19. Section 129740 of the Health and Safety Code is amended to read:

129740. “Office” means the ~~Office of Statewide Health Planning and Development~~ State Department of Public Health.

SEC. 20. Division 112 (commencing with Section 131000) is added to the Health and Safety Code, to read:

## DIVISION 112. PUBLIC HEALTH

### PART 1. GENERAL PROVISIONS

131000. As used in this division:

(a) “Board” means the California Public Health Advisory Board.

(b) “Department” means the State Department of Public Health.

(c) “Director” means the Director of Public Health.

### PART 2. STATE DEPARTMENT OF PUBLIC HEALTH

131100. There is in the California Health and Human Services Agency the State Department of Public Health.

131105. The department shall be headed by the California Surgeon General, who shall be appointed by the Governor from nominees submitted by the California Public Health Advisory Board and the California Conference of Local Health Officers. The California Surgeon General shall be a physician and surgeon licensed in California pursuant to the provisions of Chapter 5 (commencing with Section 2000) of Division 2 of the Business and Professions Code, and who has substantial scientific, medical, public health, leadership, and management experience.

131110. (a) (1) The State Department of Public Health succeeds to, and is vested with the duties, purposes, responsibilities, and jurisdiction exercised by, the Emergency Medical Services Authority.

1     (2) *The State Department of Public Health succeeds to, and is*  
2 *vested with the duties, purposes, responsibilities, and jurisdiction*  
3 *exercised by, the State Department of Health Services with respect*  
4 *to all the following provisions of law:*

5     (A) *Part 3 (commencing with Section 475) of Division 1.*

6     (B) *Part 2 (commencing with Section 123225) of Division 106.*

7     (C) *Part 12 (commencing with Section 116270) of Division*  
8 *104.*

9     (D) *Part 4 (commencing with Section 109250) and Part 5*  
10 *(commencing with Section 109875) of Division 104.*

11     (E) *Part 2 (commencing with Section 100925) and Part 3*  
12 *(commencing with Section 101000) of Division 101.*

13     (F) *Part 7 (commencing with Section 113700) of Division 104.*

14     (3) *The State Department of Public Health succeeds to, and is*  
15 *vested with the duties, purposes, responsibilities, and jurisdiction*  
16 *exercised by, the Office of Statewide Health Planning.*

17     (b) *It is the intent of the Legislature that the State Department*  
18 *of Public Health also include other programs that are related to*  
19 *public health.*

20     131115. *The department shall have possession and control of*  
21 *all records, papers, officers, equipment, supplies, moneys, funds,*  
22 *appropriations, land or other property, real or personal, held for*  
23 *the benefit or use of any state agency with respect to, and to the*  
24 *extent that its functions vested in the department by Section*  
25 *131110.*

26     131120. (a) *The department shall have the same rulemaking*  
27 *authority vested in the Emergency Medical Services Authority and*  
28 *the Office of Statewide Health Planning and Development and in*  
29 *the State Department of Health Services with respect to those*  
30 *programs transferred from that department.*

31     (b) *All regulations adopted by the Emergency Medical Services*  
32 *Authority or the Office of Statewide Health Planning and*  
33 *Development, as well as from programs transferred to the*  
34 *department from the State Department of Health Services, shall*  
35 *remain in effect and shall be fully enforceable unless and until*  
36 *readopted, amended, or repealed by the director or as otherwise*  
37 *provided by law.*

38     131125. *It is the intent of the Legislature to permit or establish*  
39 *the minimum standards for local health agencies, and shall set*

1 *regulatory and fiscal incentives for counties to meet these*  
2 *standards.*

3 *131130. (a) As part of its duties, the department shall*  
4 *conduct regular exercises concerning emergencies with strategic*  
5 *partners, including, but not limited to, private employers, the*  
6 *National Guard, local health providers, fire, and police.*

7 *(b) The department shall train citizens so that they are prepared*  
8 *in the event of a bioterrorist attack by teaching them all of the*  
9 *following:*

10 *(1) When to seek care in clinical settings, to stay in place, or to*  
11 *evacuate.*

12 *(2) Who and when to call for assistance and information.*

13 *(3) How to access other potential sources of information, such*  
14 *as the radio, Internet, or community sites, including fire stations*  
15 *and schools.*

16 *(4) What to expect from public health authorities, such as*  
17 *physician health officers and public health nurses.*

18 *(5) How simple efforts, such as careful handwashing and use*  
19 *of certain types of gloves and masks, may help guard against the*  
20 *spread of certain infectious diseases.*

21 *(6) How and when to obtain and use specialized radiation pills*  
22 *and other supplies.*

23 *(7) What should be kept in home and office kits for use in an*  
24 *emergency, and how to use these supplies effectively.*

25  
26 *PART 3. CALIFORNIA PUBLIC HEALTH ADVISORY*  
27 *BOARD*  
28

29 *131200. There is hereby created in state government the*  
30 *California Public Health Advisory Board, that shall be a part-time*  
31 *volunteer public health board.*

32 *131225. (a) The board shall be chaired by the California*  
33 *Surgeon General.*

34 *(b) The board shall include all of the following members, who*  
35 *shall be appointed by the Governor, subject to confirmation by the*  
36 *Senate:*

37 *(1) A dean of a California school of public health.*

38 *(2) A dean of a California school of nursing.*

39 *(3) A dean of a California school of medicine.*

1     (4) *The President of the California Conference of Local Health*  
2 *Officers.*

3     (5) *The health officer of a large metropolis in California.*

4     (6) *A rural health officer.*

5     (7) *A public laboratory director.*

6     (8) *The Director of the Emergency Medical Services Authority.*

7     (c) *The board shall include two public members of national*  
8 *public health stature, who shall be selected by the other members*  
9 *of the board, and who shall have broad experience and personal*  
10 *expertise in public health.*

11     (d) *The terms of each board member appointed pursuant to*  
12 *subdivision (c) shall be three years, except that, of the initial*  
13 *appointees, three shall serve terms of two years, three shall serve*  
14 *terms of three years, and three shall serve terms of four years, as*  
15 *determined by the appointing power.*

16     131230. (a) *The board shall provide public and expert*  
17 *involvement in the development of policies, regulations, and*  
18 *programs administered by the department or directly affecting the*  
19 *health of Californians.*

20     (b) *The board shall report at least annually to the Governor and*  
21 *the Legislature regarding priorities for government actions to*  
22 *improve the public health and on ways that resources may be used*  
23 *more effectively.*

24     (c) *The board shall systematically assess the opportunities to*  
25 *consolidate or coordinate the work of other state health-related*  
26 *advisory boards, such as the Health Policy and Data Advisory*  
27 *Committee.*

28     (d) *The board shall take steps to ensure that the state develops*  
29 *effective partnerships to tap the expertise of California's*  
30 *universities, academic medical centers, community clinics,*  
31 *foundations, private medicine, and the National Guard, and that*  
32 *the state develops strategic relationships with biotechnology and*  
33 *other high technology sectors.*

34     131335. *The activities of the board shall be supported by an*  
35 *independent, professional staff that is supported from existing*  
36 *resources that were transferred to the department by this act.*

37     131340. *The board shall hold public meetings and provide*  
38 *oversight of public health programs and regulations by examining*  
39 *ways to improve effectiveness and to better use existing resources,*  
40 *analyzing cost-effective alternatives for improving the health and*



1 safety of Californians, and commenting on regulations that will  
2 affect the public health.

3 131341. The California Surgeon General, working with the  
4 California Public Health Board, shall assess opportunities to  
5 develop formal and strategic relationships between programs  
6 operated by the department and health-related programs in other  
7 departments, including, but not limited to, all of the following:

8 (a) The California Environmental Protection Agency's Office  
9 of Health Hazard Assessment and the health components of the  
10 Environmental Protection Agency's Department of Toxic  
11 Substance Control.

12 (b) Programs affecting food, drug, and drinking water safety  
13 operated by other state programs.

14 (c) Programs providing oversight of health facilities.

15 (d) Programs providing oversight of health professions boards.

16 131342. The department shall perform the following duties  
17 with respect to the hiring and training of public health personnel:

18 (a) Establish a state pool of deputized local health officers,  
19 public health nurses, and laboratory directors who are certified as  
20 meeting minimum standards established by the department for  
21 training, knowledge, and skills, that may serve as state employees  
22 in emergency situations.

23 (b) Adopt the management model of the federal Centers for  
24 Disease Control and Prevention, which pairs senior scientists and  
25 doctors with managers who are trained in public health.

26 (c) Coordinate with university and college programs in public  
27 health to devise specific school-to-job internships and other means  
28 of training and recruitment for careers in public health.

29 SEC. 21. (a) Except as provided in subdivision (b), Sections  
30 3 to 20, inclusive, of this act shall become operative on \_\_\_\_.

31 (b) Part 2 (commencing with Section 131200) of Division 112  
32 of the Health and Safety Code, as provided for pursuant to Section  
33 20 of this act, shall become operative on \_\_\_\_.

34 ~~Safety Code, to read:~~

35 ~~104466. Notwithstanding any provision of law, any amount~~  
36 ~~appropriated to the department to implement the following~~  
37 ~~tobacco use prevention programs shall be available for~~  
38 ~~encumbrance and expenditure for two fiscal years beyond the date~~  
39 ~~of the appropriation:~~



- 1     ~~(a) The program to evaluate tobacco control programs~~  
2     ~~provided for in subdivisions (b) and (c) of Section 104375.~~  
3     ~~(b) The tobacco use prevention media campaign provided for~~  
4     ~~in subdivision (c) of Section 104375.~~  
5     ~~(c) The competitive grant program provided for in Section~~  
6     ~~104385.~~  
7     ~~(d) The local lead agency tobacco use prevention programs~~  
8     ~~provided for in Section 104400.~~  
9     ~~(e) The tobacco use prevention program directed at schools~~  
10    ~~provided for in Sections 104420, 104425, 104430, and 104435.~~

